

**THE MINUTES OF THE CITY COUNCIL MEETING HELD  
MONDAY, JUNE 22, 2015 AT 3:00 P.M.**

The Meeting was called to order at 3:00 p.m. Present: Council Chair Fellers; Council Members: Camp, Christensen, Eskridge, Gaylor Baird, Lamm, Raybould; Deputy City Clerk, Sandy L. Dubas.

Council Chair Fellers announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. He asked all present to stand and recite the Pledge of Allegiance and observe a moment of silent meditation.

**READING OF THE MINUTES**

LAMM Having been appointed to read the minutes of the City Council proceedings of June 15, 2015, reported having done so, found same correct.  
Seconded by Raybould and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

**PUBLIC HEARING**

APPOINTING MITCH PAINE TO THE AIR POLLUTION ADVISORY BOARD FOR A TERM  
EXPIRING SEPTEMBER 1, 2017 - Council Member Camp initiated a move to request that this appointment be removed from the Agenda.

Council Member Raybould questioned this procedure.

Rick Peo, City Law, came forward to explain that the Consent Agenda is designed to be a process whereby resolutions can be adopted by consent without a separate public hearing on them. Upon further discussion, he advised Council that, to be fair, removing an item from the Consent Agenda means it needs to have a separate public hearing on the next Council Meeting.

Judy Halstead, Director of the Health Department, stated that this individual had been approved by the County Board and went on to explain the purpose of the Air Pollution Advisory Board.

Rick Peo, City Law, stated that joint action is needed by both bodies (County Board and City Council).

Council Member Gaylor Baird suggested that the applicant be contacted before the next Public Hearing. Discussion followed.

This matter was taken under advisement.

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROX. 460 FT. BY 453 FT., LABELED PATRON PARKING ON MAP 1, OUTDOOR AREA MEASURING APPROX. 965 FT. BY 1,137 FT., LABELED SHOW CARS #1 ON MAP 1, OUTDOOR AREA MEASURING APPROX. 652 FT. BY 406 FT., LABELED SHOW CARS #2 ON MAP 1, AND OUTDOOR AREA MEASURING APPROX. 2,082 FT. BY 18 FT., LABELED PEDESTRIAN BRIDGE ON MAP 1 AT PINNACLE BANK ARENA AT 400 PINNACLE ARENA DRIVE ON JUNE 27, 2015 FROM 7:00 A.M. TO 6:30 P.M. - Tom Lorenz, General Mgr. SMG Food & Beverage LLC dba Pinnacle Bank Arena, came forward and said this event was for the Good Guy's Car Show which will included 800 to 1,000 show cars. They will be selling food and beverages as well as beer. Because of the size of the show, they will be able to expand into the Saltdogs area and they anticipate being able to do this for future events of this size.

This matter was taken under advisement.

APPLICATION OF HUB CAFÉ, LLC DBA HUB CAFÉ FOR A CLASS IK LIQUOR LICENSE AT 250 NORTH 21ST STREET, #3;

MANAGER APPLICATION OF KRISTA K. PEEKS DITTMAN FOR HUB CAFÉ, LLC DBA HUB CAFÉ AT 250 NORTH 21ST STREET, #3 - Krista K. Peeks Dittman, 17015 NW 70<sup>th</sup> St, Raymond NE, came forward and took the oath. She and her husband are owners of Branched Oak Farm and have a certified organic dairy and creamery on the farm. Part of their growing business plan is to bring local and healthy food into the community by opening a café that is in the Jayne Snyder Trails Building. They plan on serving breakfast, lunch and dinner six days a week with a café opening date of September or October . Discussion followed.

This matter was taken under advisement.

MANAGER APPLICATION OF JEFFREY L. COX FOR CCW, LLC DBA HUHOT MONGOLIAN GRILL AT 2525 PINE LAKE ROAD, SUITE 200;

MANAGER APPLICATION OF JEFFREY L. COX FOR CCW, LLC DBA HUHOT MONGOLIAN GRILL AT 201 NORTH 66TH STREET - Jeff Cox, 5004 Fountain Dr., Papillion, NE came forward to take the oath and answer questions.

This matter was taken under advisement.

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MANAGER APPLICATION OF TIMOTHY PETERSON FOR CHIPOTLE MEXICAN GRILL, INC. DBA  
CHIPOTLE MEXICAN GRILL #673 AT 2801 PINE LAKE ROAD; MANAGER APPLICATION OF  
TIMOTHY PETERSON FOR CHIPOTLE MEXICAN GRILL, INC. DBA

CHIPOTLE MEXICAN GRILL #1651 AT 1317 Q STREET, SUITE 100 - Luke Klinker, Fraser Stryker  
Law Firm, 409 S 17<sup>th</sup> St., Omaha, NE, came forward and took the oath on behalf of Chipotle Mexican Grill  
Incorporated and the Manager Tim Peterson.

Richard Esquivel, 733 W. Cuming St, came forward to point out a correction on the reading of the  
address.

This matter was taken under advisement.

MANAGER APPLICATION OF JILL M. ROBERTSON FOR JJ'S LOUNGE, LLC DBA THE LOUNGE AT 2001  
WEST O STREET - Jill Robertson, 911 Manchester Dr., came forward and took the oath.

This matter was taken under advisement.

COMP. PLAN CONFORMANCE 15005 - APPROVING AN AMENDMENT TO THE HAVELOCK  
REDEVELOPMENT PLAN TO ADD THE "SSH ARCHITECTURE REDEVELOPMENT PROJECT"  
TO INCLUDE THE CONSTRUCTION OF A NEW APPROXIMATELY 10,800 SQUARE FOOT  
BUILDING, CONSISTING OF APPROXIMATELY 3,600 SQUARE FEET OF OFFICE SPACE AND  
APPROXIMATELY 7,200 SQUARE FEET OF RESIDENTIAL SPACE FOR EIGHT 2-BEDROOM  
APARTMENTS, ON PROPERTY GENERALLY LOCATED AT 6240 BALLARD STREET - David  
Landis, Director of Urban Development, came forward and stated this project has been before the Planning  
Commission and the Historic Preservation Commission for approval. He said Architect Kevin Hill would  
like to move his firm to this area as well construct some housing on four unoccupied lots he purchased from  
Misty's. Mr. Hill believes additional work on these lots would make greater and better use of the space and  
increase the tax valuation of the land. He would like assistance by the City in the form of TIF. Mr. Landis  
said this plan amendment was consistent with the Comprehensive Plan and will be a handsome addition to  
Havelock.

This matter was taken under advisement.

MISCELLANEOUS 15002 - DECLARING THE "VA CAMPUS REDEVELOPMENT AREA" WHICH  
CONSISTS OF APPROXIMATELY 63.5 ACRES OF LAND AND 20 EXISTING STRUCTURES  
THEREON, GENERALLY LOCATED AT 600 SOUTH 70TH STREET, INCLUDING THE SOUTH  
70TH STREET RIGHT-OF-WAY, AS BLIGHTED AND SUBSTANDARD - David Landis, Director of  
Urban Development, came forward and stated this is based on the blight study done by Hanna Keelan on  
the area known traditionally as the VA Campus. He said Hanna Keelan found there were elements under  
state law of both blight and sub-standard practices for this area. They include the age of the buildings, the  
condition of the buildings, the private streets, the limitation of sidewalks, and the age of the infrastructure.  
Since construction was done privately, some required standards were not met. Some buildings have been  
closed and chained since 1998 and the majority of the buildings are deteriorated or dilapidated. Discussion  
followed. The Veterans Administration cannot sell the land because it is held in trust for Veterans. Urban  
Development concluded the definition has been met regarding the designation of a blighted area.

Council Member Gaylor Baird questioned what impact the blight designation may or may not have  
regarding property values.

Mr. Landis used the 27<sup>th</sup> Street Project as an example of a neighborhood that showed an upswing  
of valuable growth for the entire area of \$31 million dollars. This included new retail and new jobs. In the  
case of the Havelock neighborhood, the growth was \$8 million dollars. The blight designation only applies  
to this land and none of the residential areas.

Council Member Lamm inquired if the Historic Preservation Commission is involved in this  
process?

Mr. Landis said the site is on the historical registry, but rehabilitation of older buildings is  
expensive. The Commission has reviewed this project and are encouraged that some of the buildings could  
be part of a rehabilitation process.

Greg Holloway, 350 Beach, Bea NE, came forward and stated that it was the Federal Government  
that has neglected the buildings on this property. He encouraged Council not to designate this a blighted  
area and maybe the Federal Government will be forced to come in and do what they should do; to look after  
those who fought the war, as the Veterans are an important factor. He said the current facility actually  
functions very efficiently and a new building and clinic might be nice, but doesn't believe the Veterans want  
that. They would like to keep their house the way it is. Discussion followed.

Linda Stephen, 7330 S. Wedgewood Dr., came forward in opposition to the blighted area and said  
there was no notification to neighbors regarding the meeting held by the Planning Commission to blight the  
63.5 acre VA campus. Notices were sent to Neighborhood Associations, but there is no neighborhood  
association in the Wedgewood area. Her concern was that the beautiful open park area with its mature trees  
could be negatively impacted by this blight study. Discussion followed.

Richard Esquivel, 733 W. Cuming St, came forward and stated that the roads surrounding the VA  
campus didn't seem bad. The Hospital was dedicated in 1931 for veterans, and believes it will be turned  
over for non-veteran use. He questioned how this area could be blighted as it is government property with a  
property value of zero and no taxes paid. He said the blight definition does not apply because private  
business has never been given the opportunity to build on it. He believes this would be a great housing

opportunity for veterans. Discussion followed.

Ed Schnabel, 7317 S. Wedgewood Dr., came forward and said he has lived in the area for 52 years. He expressed his concerns regarding the areas considered blighted. Discussion followed. Mr. Schnabel asked if the process could be slowed down, as they are not against redevelopment, but they want reasonable redevelopment. It could make a difference if Council could place their decision on hold for 7 months. This may influence the VA's process to allow a high rise to be built next to the new clinic.

Dave Connely, no address given, believes this meeting is not about a blighted area, but about money. The buildings not being used are not being maintained properly, but the ones that are used, are being maintained very well. He told Council it was up to them regarding what they want to do, but he thinks it's a bad decision.

Galen Young, 820 W. Stockwell, came forward and suggested that before Council makes a vote, they should take a trip out and look for themselves to see if the area should be blighted. He is against it.

Phil Boehr, 7340 S. Wedgewood Dr., came forward and said the neighborhood has put together a letter outlining their issues and concerns. They believe the 4 story building in their backyard is the blight to the neighborhood.

Karen Harper, 7320 S. Wedgewood Dr., came forward to comment on the beautiful area behind her home, and her view is not of a blighted area. She was concerned about the amount of trees that could be removed and the neighborhood not being notified of progress. Discussion followed.

David Landis, Director of Urban Development, came forward and commented that the recent e-mail received from Mr. Boehr laid out in very direct and graphic terms areas of concerns. He can only hope the developer listens as well as Council to the neighborhood concerns. Discussion followed.

Council Chair Fellers reminded Members to keep discussion directed to the blight study.

George Achola, America First Real Estate Group, 1004 Farnam St, Omaha NE., came forward and stated one of the things they have identified for this property, is that they want to build some housing for transitional veterans or veterans who are at risk of being homeless. How this will be financed will be through the Dept. of Housing and Urban Development which had awarded special vouchers by legislation for this property with a sunset clause that if construction did not commence by October HUD would recapture those funds and this part of the project could not move forward.

Council Member Lamm questioned the timing of the citizen meetings.

Mr. Achola stated that part of their concern was that they did not have enough information to go to the neighbors. They were still negotiating with the Federal Government on an Enhanced Use Agreement which involves a 75 year lease and is very complex. Until they felt they had the agreement in principal, there was still the possibility of a disagreement with the V.A. which would mean no project, because at the end of the day, this is the V.A.'s land. He said they commissioned the blight study much before the April 2015 date. He went on to say that they will listen and does not want to be considered a "bully" developer. They will listen to the neighbors, take in their considerations, but not everyone is going to be happy. They have reserved land for the clinic and have submitted a bid to have the it built, but the V.A. will ultimately make that decision and they have no control over that. Discussion followed.

This matter was taken under advisement.

**APPROVING THE CONTINUATION OF AN INTERLOCAL AGREEMENT BETWEEN THE NEBRASKA GAME AND PARKS COMMISSION AND LOWER PLATTE SOUTH NRD FOR THE SALINE WETLANDS CONSERVATION PARTNERSHIP** - Terry Genrich, Parks and Recreation, came forward and stated that this agreement is based on the the environmental trust grant that the City has been applying for since 2002. The 2015 application will be due in September of this year, and in the previous four applications, the City has finished in the very top 5 -10 percent of all the applications approved.

This matter was taken under advisement.

**AMENDING CHAPTER 12.08 OF THE LINCOLN MUNICIPAL CODE RELATING TO PARKS, GENERAL RULES AND REGULATIONS, BY AMENDING SECTIONS 12.08.010 AND 12.08.270, PROVIDING A DEFINITION OF "FUNDRAISING", AND ADDING THE WOODS PARK TENNIS CENTER TO THE LIST OF FACILITIES WHERE ALCOHOLIC BEVERAGES MAY BE SERVED DURING FUNDRAISING ACTIVITIES** - Lynn Johnson, Director of Parks and Recreation, came forward and stated they would like to add a new definition for fundraising activities and to add the Woods Park Tennis Center, as a place where alcohol could be served during fundraising activities. Discussion followed. Mr. Johnson said that the fundraisers are typically private events and the facilities have to be closed to the general public.

Todd Peterson, 3320 E. Pershing Rd., representing the Friends of Woods Tennis Board, stated they would like the option to host an occasional fundraiser where alcohol can be served.

This matter was taken under advisement.

**APPROVING A CONDUIT SYSTEM LEASE AGREEMENT FOR A FIVE YEAR TERM, WITH THE OPTION OF (3) FIVE YEAR RENEWALS, BETWEEN THE CITY OF LINCOLN AND LEVEL 3 COMMUNICATIONS, LLC TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM PURSUANT TO THE TERMS AND CONDITIONS IN THE AGREEMENT** - Steve Huggenberger, City Law, came forward and said the difference in this lease is that it is a 5 year agreement with 3 options as opposed to other 20 year leases. The rent has been increased significantly to \$95,000 annually, with 50% of that amount paid in year one and the full amount paid every year after that. The City will own all of the extentions of the system going forward. Discussion

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followed. Mr. Huggenberger stated he believes there have been specific conversations regarding Level 3, and the conclusion reached was there could be a potential of \$300,000 over a 20 year period. They don't expect anyone not to option if they have fiber in the conduit and customers.

Travis Noble, General Mgr. for Level 3, believes that a lot of businesses in this area are happy to have a Tier1 Provider. They are a 8 billion dollar company using the local city conduit to move Lincoln all around the world, this allows better technology, better customer experience and better pricing. Discussion followed.

This matter was taken under advisement.

**APPROVING A CONDUIT SYSTEM LEASE AGREEMENT FOR A TWENTY YEAR TERM BETWEEN THE CITY OF LINCOLN AND UNITE PRIVATE NETWORKS, LLC TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM PURSUANT TO THE TERMS AND CONDITIONS IN THE AGREEMENT** - Steve Huggenberger, City Law, came forward and stated the difference with this Unite agreement is they have 23 leases they have signed with Unite prior to the conduit system. This system wide lease now allows everything to be under one umbrella for regulations, terms and conditions. This lease will supercede prior leases except for the lease that runs from Lincoln to Ashland for the Water Dept. He said that because of the long standing relationship with Unite prior to the conduit system or any of the other leases, their lease amount was negotiated at \$85,000 a year.

This matter was taken under advisement.

**APPROVING THE LICENSE AGREEMENT FOR PARKING BETWEEN THE CITY OF LINCOLN AND THE OWNERS OF THE RETAIL SPACE UNIT #3 IN THE ACTIVE LIVING CENTER FOR THE USE OF FOUR PARKING SPACES WITHIN THE UNION PLAZA PARKING LOT GENERALLY LOCATED NORTH OF NORTH 21ST STREET AND Q STREET** - Lynn Johnson, Director of Parks and Recreation, came forward and stated they are providing 4 parking spaces to the Dittman's regarding their new café going in. The Parks and Rec. Dept. would be responsible for maintenance as well as snow removal.

This matter was taken under advisement.

## **COUNCIL ACTION**

### **REPORTS OF CITY OFFICERS**

**APPOINTING HAROLD SIMPSON AND GLORIA ARON TO THE AGING PARTNERS AREAWIDE ADVISORY COUNCIL FOR TERMS EXPIRING JUNE 30, 2018** - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89022 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointments of Harold Simpson and Gloria Aron to the Aging Partners Areawide Advisory Council for terms expiring June 30, 2018, are hereby approved.

Introduced by Leirion Gaylor Baird

Seconded by Christensen and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

**APPOINTING STEVE WALLINE AND REBECCA MEINDERS TO THE AGING PARTNERS ADVISORY COUNCIL FOR TERMS EXPIRING JUNE 30, 2016** - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89023 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointments of Steve Walline and Rebecca Meinders to the Aging Partners Areawide Advisory Council for terms expiring June 30, 2016, are hereby approved.

Introduced by Leirion Gaylor Baird

Seconded by Christensen and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

**APPOINTING PAUL BARNETT AND STEVEN EGGLAND TO THE AGING PARTNERS AREAWIDE ADVISORY COUNCIL FOR TERMS EXPIRING JUNE 30, 2017** - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89024 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointments of Paul Barnett and Steven Egglan to the Aging Partners Areawide Advisory Council for terms expiring June 30, 2017, are hereby approved.

Introduced by Leirion Gaylor Baird

Seconded by Christensen and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

**REAPPOINTING JUSTIN CARLSON, TODD FITZGERALD, PETER LEVITOV, AND SHERRI NELSON TO THE PARKS AND RECREATION ADVISORY BOARD FOR TERMS EXPIRING APRIL 27, 2018** - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89025 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointments of Justin Carlson, Todd Fitzgerald, Peter Levitov, and Sherri Nelson to the Parks and Recreation Advisory Board for terms expiring April 27, 2018, are hereby approved.

Introduced by Leirion Gaylor Baird

Seconded by Christensen and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

REAPPOINTING LARRY HUDKINS TO THE PARKS AND RECREATION ADVISORY BOARD FOR A TERM EXPIRING MAY 31, 2016 - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89026 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of Larry Hudkins to the Parks and Recreation Advisory Board for a term expiring May 31, 2016, is hereby approved.

Introduced by Leirion Gaylor Baird

Seconded by Christensen and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

REAPPOINTING EMILY GRAUL AND OLIVE MARTIN TO THE PARKS AND RECREATION ADVISORY BOARD FOR TERMS EXPIRING JUNE 1, 2016 - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89027 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointments of Emily Graul and Olive Martin to the Parks and Recreation Advisory Board for terms expiring June 1, 2016, are hereby approved.

Introduced by Leirion Gaylor Baird

Seconded by Christensen and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

REAPPOINTING KENT MATTSON TO THE CITY PERSONNEL BOARD FOR A TERM EXPIRING JUNE 22, 2020 - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89028 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of Kent Mattson to the City Personnel Board for a term expiring June 22, 2020, is hereby approved.

Introduced by Leirion Gaylor Baird

Seconded by Christensen and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPOINTING MITCH PAINE TO THE AIR POLLUTION ADVISORY BOARD FOR A TERM EXPIRING SEPTEMBER 1, 2017 - PRIOR to reading:

CAMP Moved to remove Bill No. 15R-126 from the Consent Agenda. Seconded by Lamm.

CHRISTENSEN Moved to have Bill No. 15R-126 removed from the Consent Agenda to have P.H. & action in one week to 06/29/15. Seconded by Eskridge.

CAMP Withdrew his motion.

Final vote on Christensen's Motion: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPROVING A MULTI-YEAR CONTRACT BETWEEN CREIGHTON UNIVERSITY, COLLEGE OF NURSING AND THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT TO PROVIDE A CLINICAL SITE FOR BACHELOR OF SCIENCE IN NURSING, MASTER OF SCIENCE IN NURSING, AND DOCTOR OF NURSING PRACTICE STUDENTS - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89029 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department (LLCHD), and Creighton University, College of Nursing to provide a clinical site for Bachelor of Science in Nursing, Master of Science in Nursing, and Doctor of Nursing Practice students, upon the terms and conditions set forth in said Agreement, which is attached hereto marked as Attachment "A", is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to forward one fully executed original of said Agreement to Judy Halstead, Lincoln-Lancaster County Health Department Director, for transmittal to Creighton University, College of Nursing.

Introduced by Leirion Gaylor Baird

Seconded by Christensen and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

RESOLUTION APPROVING THE CITY OF LINCOLN'S INVESTMENT ACTIVITY REPORT FROM THE CITY TREASURER FOR THE THIRD QUARTER, FISCAL YEAR, 2014-2015 - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89030 BE IT HEREBY RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Investment Activity report and attached list of investments be confirmed and approved, and the City Treasurer is hereby directed to hold said investments until maturity unless otherwise directed by City Council.

Introduced by Leirion Gaylor Baird

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY CITY COUNCIL ON JUNE 1, 2015. (27-1)

**PETITIONS & COMMUNICATIONS**

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF SMG FOOD & BEVERAGE DBA PINNACLE BANK ARENA FOR AN OUTDOOR SDL IN THE FESTIVAL SPACE, STADIUM TERRACE AND PEDESTRIAN BRIDGE AT 400 PINNACLE ARENA DR. ON JULY 16, 2015 FROM 10:00 A.M. TO 9:00 P.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89031 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of SMG Food & Beverage dba Pinnacle Bank Arena for an Outdoor SDL in the Festival Space, Stadium Terrace and Pedestrian Bridge at 400 Pinnacle Arena Dr. on July 16, 2015 from 10:00 a.m. to 9:00 p.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF Y.A.M.S., INC. DBA JOYSTICKS ARCADE BAR FOR AN OUTDOOR SDL IN THE RAILYARD AT 300/350 CANOPY STREET ON JULY 16, 2015 FROM 3 P.M. TO 8:30 P.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89032 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Y.A.M.S., Inc. dba Joysticks Arcade Bar for an Outdoor SDL in The Railyard at 300/350 Canopy Street on July 16, 2015 from 3 p.m. to 8:30 p.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF BW&R CANOPY LLC DBA BUFFALO WILD WINGS AND RINGS FOR AN OUTDOOR SDL IN THE RAILYARD AT 300/350 CANOPY STREET ON JULY 16, 2015 FROM 3 P.M. TO 8:30 P.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89033 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of BW&R Canopy LLC dba Buffalo Wild Wings and Rings for an Outdoor SDL in The Railyard at 300/350 Canopy Street on July 16, 2015 from 3 p.m. to 8:30 p.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF PEACE A PIE, LLC DBA MELLOW MUSHROOM FOR AN OUTDOOR SDL IN THE RAILYARD AT 300/350 CANOPY STREET ON JULY 16, 2015 - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89034 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Peace a Pie, LLC dba Mellow Mushroom for an Outdoor SDL in The Railyard at 300/350 Canopy Street on July 16, 2015 from 3 p.m. to 8:30 p.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF BREEZY ISLAND, LLC DBA BREEZY ISLAND FOR AN OUTDOOR SDL IN THE RAILYARD AT 300/350 CANOPY STREET ON JULY 16, 2015 FROM 3 P.M. TO 8:30 P.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89035 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Breezy Island, LLC dba Breezy Island for an Outdoor SDL in The Railyard at 300/350 Canopy Street on July 16, 2015 from 3 p.m. to 8:30 p.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF THE CLUB AT THE YARD, LLC DBA RULE G FOR AN OUTDOOR SDL IN THE RAILYARD AT 300/350 CANOPY STREET ON JULY 16, 2015 FROM 3 P.M. TO 8:30 P.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89036 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of The Club at the Yard, LLC dba Rule G for an Outdoor SDL in The Railyard at 300/350 Canopy Street on July 16, 2015 from 3 p.m. to 8:30 p.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF THE BAR AT THE YARD LLC DBA LONGWELLS FOR AN OUTDOOR SDL IN THE RAILYARD AT 300/350 CANOPY STREET ON JULY 16, 2015 FROM 3 P.M. TO 8:30 P.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89037 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of The Bar at the Yard LLC dba Longwells for an Outdoor SDL in The Railyard at 300/350 Canopy Street on July 16, 2015 from 3 p.m. to 8:30 p.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will set.

Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF YIN FAMILY LLC DBA HIRO88 FOR AN OUTDOOR SDL IN THE RAILYARD AT 300/350 CANOPY STREET ON JULY 16, 2015 FROM 3 P.M. TO 8:30 P.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89038 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Yin Family LLC dba Hiro88 for an Outdoor SDL in The Railyard at 300/350 Canopy Street on July 16, 2015 from 3 p.m. to 8:30 p.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF YARD INVESTMENTS LLC DBA GATE 25 FOR AN OUTDOOR SDL IN THE RAILYARD AT 300/350 CANOPY STREET ON JULY 16, 2015 FROM 3 P.M. TO 8:30 P.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89039 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Yard Investments LLC dba Gate 25 for an Outdoor SDL in The Railyard at 300/350 Canopy Street on July 16, 2015 from 3 p.m. to 8:30 p.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

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Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF RHINODYNAMICS INC DBA DUFFY'S TAVERN FOR AN OUTDOOR SDL IN THE PARRISH BUILDING AT 1412 O STREET ON JULY 17, 2015 FROM 2 P.M. TO 2 A.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89040 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Rhinodynamics Inc dba Duffy's Tavern for an Outdoor SDL in The Parrish Building at 1412 O Street on July 17, 2015 from 2 p.m. to 2 a.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF RHINODYNAMICS INC DBA DUFFY'S TAVERN FOR AN OUTDOOR SDL IN THE PARRISH BUILDING AT 1412 O STREET ON AUGUST 29, 2015 FROM 1 P.M. TO 2 A.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89041 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Rhinodynamics Inc dba Duffy's Tavern for an Outdoor SDL in The Parrish Building at 1412 O Street on August 29, 2015 from 1 p.m. to 2 a.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF KURT T. & KRISTINE L. KONTOR DBA 501 BAR & GRILL FOR AN OUTDOOR SDL AT 501 WEST A STREET ON JULY 18, 2015 FROM 8 A.M. TO 2 A.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89042 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Kurt T. & Kristine L. Kontor dba 501 Bar & Grill for an Outdoor SDL at 501 West A Street on July 18, 2015 from 8 a.m. to 2 a.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

THE FOLLOWING WERE REFERRED TO THE PLANNING DEPT.:

Special Permit No. 1020H, requested by Bryan Medical Center, for authority to amend Special Permit No. 1020G for a non-residential health care facility by adding 2.4 acres of property to the Special Permit, making it part of Bryan Medical Center West, generally located at 2145 South 17th Street.

Text Amendment No. 15008, requested by Planning Director, Whereas, the City of Lincoln has previously adopted Resolution No. A-85012 amending the City of Lincoln Design Standards to add Chapter 3.100, Design Standards for Outdoor Lighting, providing design standards for the installation of outdoor luminaires; and Whereas, the Planning Director has proposed amendments to Sections 3, 4.1, and 9.A. of the Design Standards for Outdoor Lighting, by amending Section 3 to revise the Definition of "Cutoff and Full-Cutoff"; amending Section 4.1 to add a new subsection C. to provide the maximum average maintained illuminance for outdoor areas under lighted marquees; and amending subsection 9.A to add a new subsection 2 to provide acceptable glare measurements for setback properties, and repealing Sections 3, 4.1, and 9.A as hitherto existing.

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment No. 15011 to Special Permit #1753C, Vavrina Meadows CUP, approved by the Acting Planning Director on June 11, 2015, to reduce the boundary of the CUP by removing the lot at the southwest corner of S. 15th Street and Garret Lane containing an early childhood care facility, generally located at S. 14th and Yankee Hill Road.



**MISCELLANEOUS REFERRALS**

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF BARKEL ENTERPRISES DBA PANIC FOR AN OUTDOOR SDL AT 200 S. 18TH ST. ON FRIDAY, JULY 10, 2015 AND SATURDAY, JULY 11, 2015 FROM 10:00 A.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89043 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Barkel Enterprises dba Panic for an Outdoor SDL at 200 S. 18th St. on Friday, July 10, 2015 and Saturday, July 11, 2015 from 10:00 a.m. to 2:00 a.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Fellers and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF ZOO BLUES INC. DBA ZOO BAR FOR AN OUTDOOR SDL AT 14TH ST. BETWEEN O AND P STREETS ON FRIDAY, JULY 10, 2015 FROM 4:00 P.M. TO 1:30 A.M. AND SATURDAY, JULY 11 2015 FROM NOON TO 1:30 A.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89044 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Zoo Blues Inc. dba Zoo Bar for an Outdoor SDL at 14th St. between O and P Streets on Friday, July 10, 2015 from 4:00 p.m. to 1:30 a.m. and Saturday, July 11, 2015 from Noon to 1:30 a.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Fellers and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JUNE 29, 2015 AT 5:30 P.M. ON THE APPLICATION OF LINCOLN CHILDREN'S ZOO FOR AN OUTDOOR SDL AT 1222 S. 27TH ST. ON JULY 11, 2015 FROM 6 P.M. TO 11 P.M. - CLERK read the following resolution, introduced by Cyndi Lamm, who moved its adoption:

A-89045 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 29, 2015, at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Application of Lincoln Children's Zoo for an Outdoor SDL at 1222 S. 27th St. on July 11, 2015 from 6 p.m. to 11 p.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Cyndi Lamm

Seconded by Fellers and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

**LIQUOR RESOLUTIONS**

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROX. 460 FT. BY 453 FT., LABELED PATRON PARKING ON MAP 1, OUTDOOR AREA MEASURING APPROX. 965 FT. BY 1,137 FT., LABELED SHOW CARS #1 ON MAP 1, OUTDOOR AREA MEASURING APPROX. 652 FT. BY 406 FT., LABELED SHOW CARS #2 ON MAP 1, AND OUTDOOR AREA MEASURING APPROX. 2,082 FT. BY 18 FT., LABELED PEDESTRIAN BRIDGE ON MAP 1 AT PINNACLE BANK ARENA AT 400 PINNACLE ARENA DRIVE ON JUNE 27, 2015 FROM 7:00 A.M. TO 6:30 P.M. (6/15/15 - PUBLIC HEARING & ACTION CONT'D 1 WEEK TO 6/22/15) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89046 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of SMG Food & Beverage, LLC for a special designated license to cover an outdoor area measuring approximately 460 feet by 453 feet, labeled Patron Parking on Map 1, outdoor area measuring approximately 965 feet by 1137 feet, labeled Show Cars #1 on Map 1, outdoor area measuring approximately 652 feet by 406 feet, labeled Show Cars #2 on Map 1, and outdoor area measuring approximately 2082 feet by 18 feet, labeled Pedestrian Bridge on Map 1 at Pinnacle Bank Arena, 400 Pinnacle Arena Drive, Lincoln, Nebraska, on June 27, 2015, between the hours of 7:00 a.m. and 6:30 p.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

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1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Lamm and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPLICATION OF HUB CAFÉ, LLC DBA HUB CAFÉ FOR A CLASS IK LIQUOR LICENSE AT 250 NORTH 21ST STREET, #3 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89047 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 22, 2015 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Hub Café, LLC dba Hub Café for a Class IK Liquor License located at 250 N. 21st St., #3.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Jon Camp

Seconded by Lamm and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MANAGER APPLICATION OF KRISTA K. PEEKS DITTMAN FOR HUB CAFÉ, LLC DBA HUB CAFÉ AT 250 NORTH 21ST STREET, #3 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89048 WHEREAS, Hub Café, LLC dba Hub Café located at 250 North 21st Street, #3, Lincoln, Nebraska has been approved for a Retail Class "IK" liquor license, and now requests that Krista K. Peeks Dittman be named manager;

WHEREAS, Krista K. Peeks Dittman appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Krista K. Peeks Dittman be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Lamm and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MANAGER APPLICATION OF JEFFREY L. COX FOR CCW, LLC DBA HUHOT MONGOLIAN GRILL AT 2525 PINE LAKE ROAD, SUITE 200 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89049 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 22, 2015 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Manager Application of Jeff Cox for CCW, LLC dba HuHot Mongolian Grill at 2525 Pine Lake Rd.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Jon Camp

Seconded by Lamm and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MANAGER APPLICATION OF JEFFREY L. COX FOR CCW, LLC DBA HUHOT MONGOLIAN GRILL AT 201 NORTH 66TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89050 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 22, 2015 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Manager Application of Jeff Cox for CCW, LLC dba HuHot Mongolian Grill at 201 N. 66th St.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Jon Camp

Seconded by Lamm and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MANAGER APPLICATION OF TIMOTHY PETERSON FOR CHIPOTLE MEXICAN GRILL, INC. DBA CHIPOTLE MEXICAN GRILL #673 AT 2801 PINE LAKE ROAD - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89051 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 22, 2015 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Manager Application of Timothy Peterson for Chipotle Mexican Grill, Inc. dba Chipotle Mexican Grill #673 at 2801 Pine Lake Rd.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Jon Camp

Seconded by Lamm and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MANAGER APPLICATION OF TIMOTHY PETERSON FOR CHIPOTLE MEXICAN GRILL, INC. DBA CHIPOTLE MEXICAN GRILL #1651 AT 1317 Q STREET, SUITE 100 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89052 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 22, 2015 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Manager Application of Timothy Peterson for Chipotle Mexican Grill, Inc. dba Chipotle Mexican Grill #1651 at 1317 Q St., Suite 100.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Jon Camp

Seconded by Lamm and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MANAGER APPLICATION OF JILL M. ROBERTSON FOR JJ'S LOUNGE, LLC DBA THE LOUNGE AT 2001 WEST O STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89053 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 22, 2015 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Manager Application of Jill M. Robertson for J.J.'s Lounge, LLC dba The Lounge at 2001 West O St.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Jon Camp

Seconded by Lamm and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

### **PUBLIC HEARING - RESOLUTIONS**

COMP. PLAN CONFORMANCE 15005 - APPROVING AN AMENDMENT TO THE HAVELOCK REDEVELOPMENT PLAN TO ADD THE "SSH ARCHITECTURE REDEVELOPMENT PROJECT" TO INCLUDE THE CONSTRUCTION OF A NEW APPROXIMATELY 10,800 SQUARE FOOT BUILDING, CONSISTING OF APPROXIMATELY 3,600 SQUARE FEET OF OFFICE SPACE AND APPROXIMATELY 7,200 SQUARE FEET OF RESIDENTIAL SPACE FOR EIGHT 2-BEDROOM APARTMENTS, ON PROPERTY GENERALLY LOCATED AT 6240 BALLARD STREET - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89054 WHEREAS, The City Council has previously adopted the Havelock Redevelopment Plan (hereinafter the "Plan") including plans for various redevelopment projects within the Redevelopment Plan area in accordance with the requirements and procedures of the Nebraska Community Development Law; and now desires to modify said plan by establishing the "SSH Architecture Redevelopment Project" for the redevelopment of land, generally located at 6240 Ballard Street with a new 10,800 square foot building, consisting of approximately 3,600 square feet of office space and approximately 7,200 square feet of residential space for eight 2-bedroom apartments; and

WHEREAS, the Director of the Urban Development Department has filed with the City Clerk modifications to the Redevelopment Plan contained in the document entitled the "Amendment to the Havelock Redevelopment Plan, 63rd & Ballard, SSH Architecture Redevelopment Project" which is attached hereto, marked as Attachment "A", and made a part hereof by reference, and has reviewed said plan and has found that it meets the conditions set forth in Neb. Rev. Stat. § 18-2113 (Reissue 2012); and

WHEREAS, on May 15, 2015, a notice of public hearing was mailed postage prepaid to the president or chairperson of the governing body of each county, school district, community college, educational service unit, and natural resource district in which the real property subject to such plan is located and whose property tax receipts would be directly affected and to all registered neighborhood associations located in whole or in part within one mile radius of the area to be redeveloped setting forth the time, date, place, and purpose of the public hearing to be held on May 27, 2015 before the Lincoln City - Lancaster County Planning Commission regarding the proposed amendments to the Redevelopment Plan to add the SSH Architecture Redevelopment Project, a copy of said notice and list of said governing bodies and registered neighborhood associations having been attached hereto as Attachment "B" and "C" respectively; and

WHEREAS, the proposed Amendments to the Havelock Redevelopment Plan to add the SSH Architecture Redevelopment Project were submitted to the Lincoln-Lancaster County Planning Commission for review and recommendations, and, on May 27, 2015, the Lincoln-Lancaster County Planning Commission held a public hearing relating to the Plan Amendments and found the Plan Amendments to be in conformance with the Comprehensive Plan and recommended approval thereof; and

WHEREAS, on June 5, 2015 a notice of public hearing was mailed postage prepaid to the foregoing list of governing bodies and registered neighborhood associations setting forth the time, date, place, and purpose of the public hearing before the City Council to be held on June 22, 2015 regarding the proposed amendments to the Redevelopment Plan to add the SSH Architecture Redevelopment Project, a copy of said notice having been attached hereto as Attachment "D"; and

WHEREAS, on June 5, 2015 and June 12, 2015, a Notice of Public Hearing was published in the Lincoln Journal Star newspaper, setting the time, date, place, and purpose of the public hearing to be held on June 22, 2015 regarding the proposed amendments to the Havelock Redevelopment Plan and to add the SSH Architecture Redevelopment Project, a copy of such notice having been attached hereto and marked as Attachment "E"; and

WHEREAS, on June 22, 2015 in the City Council chambers of the County-City Building, 555 South 10th Street, Lincoln, Nebraska, the City Council held a public hearing relating to the proposed modifications to the Redevelopment Plan and all interested parties were afforded at such public hearing a reasonable opportunity to express their views respecting said proposed modifications to the redevelopment plan; and

WHEREAS, the City Council has duly considered all statements made and materials submitted relating to said proposed modifications to the redevelopment plan.

NOW, THEREFORE, IT IS FOUND AND DETERMINED by the City Council of the City of Lincoln, Nebraska as follows:

1. That the SSH Architecture Redevelopment Project is described in sufficient detail and is designed with the general purpose of accomplishing a coordinated, adjusted, and harmonious development of the City and its environs which will promote the general health, safety, and welfare, sound design and arrangement, the wise and efficient expenditure of public funds, and the prevention of the recurrence of unsanitary or unsafe dwelling accommodations or conditions of blight.

2. That incorporating the SSH Architecture Redevelopment Project into the Havelock Redevelopment Plan is feasible and in conformity with the general plan for the development of the City of Lincoln as a whole and said Plan is in conformity with the legislative declarations and determinations set forth in the Community Development Law.

3. That the SSH Architecture Redevelopment Project would not be economically feasible without the use of tax-increment financing.

4. That the costs and benefits of the redevelopment activities, including costs and benefits to other affected political subdivisions, the economy of the community, and the demand for public and private services have been analyzed by the City Council as the governing body for the City of Lincoln and have been found to be in the long-term best interest of the City of Lincoln.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

1. That the document attached hereto as Attachment "A" adding the SSH Architecture Redevelopment Project to the Havelock Redevelopment Plan, is hereby accepted and approved by the City Council as the governing body for the City of Lincoln.

2. That the Urban Development Director, or his authorized representative, is hereby authorized and directed to take all steps necessary to implement the provisions of said Redevelopment Plan as they relate to the above-described modifications.

3. That the SSH Architecture Redevelopment Project Area as described and depicted in the Plan Amendment is the Redevelopment Project Area comprising the property to be included in the area subject to the tax increment provision authorized in the Nebraska Community Development Law.

4. That the Finance Director is hereby authorized and directed to cause to be drafted and submitted to the City Council any appropriate ordinances and documents needed for the authorization to provide necessary funds including Community Improvement Financing in accordance with the Community Development Law to finance related necessary and appropriate public acquisitions, improvements, and other activities set forth in said Plan Amendment to the Havelock Redevelopment Plan.

Introduced by Leirion Gaylor Baird

Seconded by Christensen and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MISCELLANEOUS 15002 - DECLARING THE "VA CAMPUS REDEVELOPMENT AREA" WHICH CONSISTS OF APPROXIMATELY 63.5 ACRES OF LAND AND 20 EXISTING STRUCTURES THEREON, GENERALLY LOCATED AT 600 SOUTH 70TH STREET, INCLUDING THE SOUTH 70TH STREET RIGHT-OF-WAY, AS BLIGHTED AND SUBSTANDARD - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89055 WHEREAS, it is desirable and in the public interest that the City of Lincoln, Nebraska, a municipal corporation and a city of the primary class, undertake and carry out urban redevelopment projects in areas of the City which are determined to be substandard and blighted and in need of redevelopment; and

WHEREAS, Chapter 18, Article 21, Nebraska Reissue Revised Statutes of 1943, as amended, known as the Community Development Law, is the urban renewal and redevelopment law for the State of Nebraska and prescribes the requirements and procedures for the planning and implementation of urban redevelopment projects; and

WHEREAS, the City in accordance with its Home Rule Charter and the laws of the State of Nebraska applicable to cities of the primary class has duly prepared and approved a general plan for the development of the City known as its Comprehensive Plan, all as required by Section 18-2110, R.R.S. 1943; and

WHEREAS, this Council has received and duly considered evidence relating to the present condition of the VA Campus Redevelopment Area, generally located east of South 70th Street and south of O Street, bounded by Wedgewood Drive on the south and the east, including the adjacent right-of-way of South 70th Street, as shown and described on Attachment "A" (entitled VA Campus Redevelopment Area Blight and Substandard Determination Study); and

WHEREAS, this Council has received and duly considered other evidence, including evidence relating to the scope and limitations of the nearby redevelopment plans in the area, and the inability of the other plans to effectively remedy the substandard and blighted conditions;

WHEREAS, Article 8, Section 12 of the Constitution of the State of Nebraska requires that said area must be found to be both substandard and blighted in order for tax increment financing to be used in said area; and

WHEREAS, Section 18-2109, R.R.S. 1943, as amended, requires that prior to the preparation by the City of an urban redevelopment plan for a redevelopment project for the VA Campus Redevelopment Area, this Council as governing body of the City, by resolution, after review and recommendation from the Lincoln City Lancaster County Planning Commission, find and determine that said area is both a substandard and blighted area as defined in said Community Development Law, and in need of redevelopment; and

WHEREAS, on May 15, 2015, notice of public hearing was mailed, postage prepaid, to the president or chairperson of the governing body of each county, school district, community college, educational service unit, and natural resource district in which the real property subject to such plan is located and whose property tax receipts would be directly affected and to all registered neighborhood associations located in whole or in part within a one mile radius of the area to be redeveloped setting forth the time, date, place, and purpose, of the public hearing to be held on May 27, 2015, before the Lincoln City - Lancaster County Planning Commission regarding the proposed determination that the VA Campus Redevelopment Area be declared a blighted and substandard area as defined in the Nebraska Community Development Law, a copy of said notice and list of said registered neighborhood associations having been attached hereto as Attachment "B" and "C" respectively; and

WHEREAS, the Lincoln City-Lancaster County Planning Commission on May 27, 2015 recommended that the VA Campus Redevelopment Area be found to be both a substandard and blighted area as defined in said Community Development Law and the evidence demonstrates that said VA Campus Redevelopment Area as shown and described on Attachment "A" constitutes both a substandard and blighted area as defined in said Community Development Law, which area is in need of redevelopment.

WHEREAS, on June 5, 2015 a notice of public hearing was mailed, postage prepaid, to the foregoing governing bodies and registered neighborhood associations setting forth the time, date, place, and purpose of the public hearing before the City Council to be held on June 22, 2015 regarding the proposed determination that the VA Campus Redevelopment Area be declared a blighted and substandard area as defined in the Nebraska Community Development Law, a copy of said notice having been attached hereto as Attachment "D"; and

WHEREAS, on June 5, 2015 and June 12, 2015 a notice of public hearing was published in the Lincoln Journal Star newspaper, setting forth the time, date, place, and purpose of the public hearing to be held on June 22, 2015 regarding the proposed determination that the VA Campus Redevelopment Area be declared a blighted and substandard area as defined in the Nebraska Community Development Law, a copy of such notice having been attached hereto and marked as Attachment "E"; and

WHEREAS, on June 22, 2015 in the City Council Chambers of the County City Building, 555 South 10th Street, Lincoln, Nebraska, the City Council held a public hearing relating to the proposed determination that the VA Campus Redevelopment Area be declared a blighted and substandard area as defined in the Nebraska Community Development Law and all interested parties were afforded at such public hearing a reasonable opportunity to express their views respecting said proposed plan; and

WHEREAS, the City Council has duly considered all statements made and materials submitted relating to said proposed determination.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

1. That it is hereby found and determined that substandard and blighted conditions exist as set forth and discussed in Attachment "A" (entitled VA Campus Redevelopment Area Blight and Substandard Determination Study) attached hereto and incorporated herein as though fully set forth verbatim.

2. That it is hereby found and determined that the VA Campus Redevelopment Area as shown and described on Attachment "A", constitutes both a substandard and blighted area as defined by subsections (10) and (11), respectively, of Section 18-2103, R.R.S. 1943, as amended, and that said area is in need of redevelopment.

3. That it is hereby found and determined that said area is an eligible site for redevelopment projects under the provision of Chapter 18, Article 21, Nebraska Revised Statutes of 1943, as amended.

4. That the elimination of said substandard and blighted conditions under the authority of the Community Development Law is found to be a public purpose and in the public interest.

5. That such substandard and blighted conditions are beyond remedy and control solely by regulatory process and the exercise of police power and cannot be dealt with effectively by the ordinary operations or private enterprise without the aid provided by the Community Development law, specifically including Tax Increment Financing.

BE IT FURTHER RESOLVED that the Department of Urban Development as the duly designated community development agency for the City of Lincoln is hereby authorized and directed to immediately proceed with the preparation of a new redevelopment plan and associated projects for the VA Campus Redevelopment Area, which plan shall be prepared in accordance with the requirements and procedures of said Chapter 18, Article 21, for ultimate review and consideration by this Council.

Introduced by Leirion Gaylor Baird

Seconded by Eskridge and carried by the following vote; AYES: Eskridge, Fellers, Gaylor Baird, Raybould; NAYS: Camp, Christensen, Lamm.

**APPROVING THE CONTINUATION OF AN INTERLOCAL AGREEMENT BETWEEN THE NEBRASKA GAME AND PARKS COMMISSION AND LOWER PLATTE SOUTH NRD FOR THE SALINE WETLANDS CONSERVATION PARTNERSHIP - CLERK read the following resolution, introduced by Leirion Gaylor Baird who moved its adoption:**

A-89056 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Interlocal Agreement between the Nebraska Game and Parks Commission and Lower Platte South NRD for the Saline Wetlands Conservation Partnership, upon the terms and conditions set out in the Agreement which is attached hereto marked as Attachment "A", is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to transmit an executed copy of the Agreement to Lynn Johnson, Lincoln Parks and Recreation Department.

Introduced by Leirion Gaylor Baird

Seconded by Raybould and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

**ORDINANCES - 2<sup>ND</sup> READING & RELATED RESOLUTIONS (as required)**

**AMENDING CHAPTER 12.08 OF THE LINCOLN MUNICIPAL CODE RELATING TO PARKS, GENERAL RULES AND REGULATIONS, BY AMENDING SECTIONS 12.08.010 AND 12.08.270, PROVIDING A DEFINITION OF "FUNDRAISING", AND ADDING THE WOODS PARK TENNIS CENTER TO THE LIST OF FACILITIES WHERE ALCOHOLIC BEVERAGES MAY BE SERVED DURING FUNDRAISING ACTIVITIES - CLERK read an ordinance, introduced by Leirion Gaylor Baird, amending Chapter 12.08 of the Lincoln Municipal Code relating to Parks, General Rules and Regulations, by amending Section 12.08.010 to add a definition for "fundraising activities"; amending Section 12.08.270 to allow alcoholic liquor to be served on the premises of the Woods Park Tennis Center in conjunction with fundraising; and repealing Sections 12.08.010 and 12.08.270 of the Lincoln Municipal Code as hitherto existing, the second time.**

**APPROVING A CONDUIT SYSTEM LEASE AGREEMENT FOR A FIVE YEAR TERM, WITH THE OPTION OF (3) FIVE YEAR RENEWALS, BETWEEN THE CITY OF LINCOLN AND LEVEL 3 COMMUNICATIONS, LLC TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM PURSUANT TO THE TERMS AND CONDITIONS IN THE AGREEMENT - CLERK read an ordinance, introduced by Leirion Gaylor Baird, accepting and approving a Conduit System Lease Agreement between the City of Lincoln, Nebraska and Level 3 Communications, LLC to occupy space in the City's Lincoln Technology Improvement District conduit system for a five year term, with the option of (3) five year renewals, the second time.**

**APPROVING A CONDUIT SYSTEM LEASE AGREEMENT FOR A TWENTY YEAR TERM BETWEEN THE CITY OF LINCOLN AND UNITE PRIVATE NETWORKS, LLC TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM PURSUANT TO THE TERMS AND CONDITIONS IN THE AGREEMENT - CLERK read an ordinance, introduced by Leirion Gaylor Baird, accepting and approving a Conduit System Lease Agreement between the City of Lincoln, Nebraska and Unite Private Networks, LLC to occupy space in the City's Lincoln Technology Improvement District conduit system for a twenty year term, the second time.**

**APPROVING THE LICENSE AGREEMENT FOR PARKING BETWEEN THE CITY OF LINCOLN AND THE OWNERS OF THE RETAIL SPACE UNIT #3 IN THE ACTIVE LIVING CENTER FOR THE USE OF FOUR PARKING SPACES WITHIN THE UNION PLAZA PARKING LOT GENERALLY LOCATED NORTH OF NORTH 21ST STREET AND Q STREET - CLERK read the following resolution, introduced by Leirion Gaylor Baird, accepting and approving the License Agreement between the City of Lincoln, Nebraska and the owners of the Retail Space Unit #3 in the Active Living Center to designate four parking spaces in the Union Plaza parking lot generally located north of North 21st Street and q Street for use by Douglas Dittman and Krista Peeks, the second time.**

**ORDINANCES - 3<sup>rd</sup> READING & RELATED RESOLUTIONS - (as required)**

MISCELLANEOUS 15001 - APPLICATION OF LINCOLN NORTH CREEK, LLC TO VACATE A PORTION OF NORTH CREEK COMMERCIAL PARK FINAL PLAT, GENERALLY LOCATED AT THE END OF WILDCAT DRIVE AND WHITEHEAD DRIVE - CLERK read an ordinance, introduced by Carl Eskridge, vacating a portion of the final plat of North Creek Commercial Park including a portion of the right-of-way for Wildcat Circle as requested by Lincoln North Creek, LLC, a Nebraska limited liability company, on property generally located at the end of Wildcat Circle and Whitehead Drive, Lincoln, Lancaster County, Nebraska, and reserving certain dedicated easements therein to the City of Lincoln, Nebraska, the third time.

ESKRIDGE Moved to pass the ordinance as read.

Seconded by Christensen and carried by the following vote; AYES: Camp Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

The ordinance, being numbered **#20206**, is recorded in Ordinance Book 29.

**RESOLUTIONS - 1<sup>ST</sup> READING**

APPROVING A MULTI-YEAR CONTRACT BETWEEN IOWA COLLEGE OF ACQUISITION DOING BUSINESS AS KAPLAN UNIVERSITY AND THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT TO PROVIDE FEDERAL WORK STUDY STUDENTS AN INTERNSHIP OPPORTUNITY IN PUBLIC HEALTH FOR THE TERM OF JULY 1, 2015 THROUGH JUNE 30, 2017. (CONSENT)

APPROVING A CONTRACT BETWEEN THE CITY OF LINCOLN AND TEKNION, LLC TO PROVIDE FURNITURE AND INSTALLATION, PURSUANT TO TCPN CONTRACT NO. R142214, FOR A THREE YEAR TERM WITH THE OPTION TO RENEW FOR TWO ADDITIONAL ONE YEAR TERMS. (CONSENT)

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF JUNE 1-15, 2015.

APPROVING THE FISCAL YEAR 2015 ANNUAL ACTION PLAN: ONE YEAR USE OF FUNDS FOR HUD ENTITLEMENT PROGRAMS USING COMMUNITY DEVELOPMENT BLOCK GRANTS (CDBG), HOME, AND EMERGENCY SOLUTIONS GRANTS (ESG) FUNDS.

SPECIAL PERMIT 15032 - APPLICATION OF ST. TERESA CHURCH TO CONSTRUCT A PARKING LOT IN A RESIDENTIAL DISTRICT WITH A REDUCTION OF THE FRONT AND SIDE YARD SETBACKS, ON PROPERTY GENERALLY LOCATED AT 710 SOUTH 36TH STREET.

SPECIAL PERMIT 15025 - APPLICATION OF GOOD SHEPHERD LUTHERAN CHURCH TO CONSTRUCT A 100-FOOT BROADCAST TOWER AT GOOD SHEPHERD LUTHERAN CHURCH, ON PROPERTY GENERALLY LOCATED AT 3825 WILDBRIAR LANE.

**ORDINANCES - 1ST READING & RELATED RESOLUTIONS (as required)**

TEXT AMENDMENT 15007 - AMENDING SECTION 27.06.070 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE HOUSEHOLD LIVING USE GROUP TO ALLOW DWELLINGS FOR CARETAKERS, RESIDENTIAL WATCHMEN, AND SUPERVISORY PERSONNEL AS A PERMITTED USE IN THE B-1, B-2, AND B-3 ZONING DISTRICTS; AND REPEALING SECTION 27.06.070 OF THE LINCOLN MUNICIPAL CODE AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Cyndi Lamm, amending Section 27.06.070 of the Lincoln Municipal Code relating to the Household Living Use Group to allow dwellings for caretakers, residential watchmen, and supervisory personnel as a permitted use in the B-1, B-2, and B-3 zoning districts; and repealing Section 27.06.070 of the Lincoln Municipal Code as hitherto existing, the first time.

TEXT AMENDMENT 15004 - AMENDING TITLE 27 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE ZONING CODE BY AMENDING SECTIONS 27.06.080, 27.63.530, AND 27.72.010 TO ALLOW A HEALTHCARE FACILITY, RESIDENTIAL AS A SPECIAL PERMITTED USE IN THE AG ZONING DISTRICT ON A LOT WHICH HAS FIVE OR MORE ACRES; AMENDING SECTION 27.63.090 TO ALLOW DWELLINGS FOR MEMBERS OF RELIGIOUS ORDERS ON A LOT WHICH HAS FIVE OR MORE ACRES; AND REPEALING SECTIONS 27.06.080, 27.63.090, 27.63.530, AND 27.72.010 OF THE LINCOLN MUNICIPAL CODE AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Cyndi Lamm, amending Title 27 of the Lincoln Municipal Code relating to the Zoning Code by amending Sections 27.06.080, 27.63.530, and 27.72.010 to allow a Healthcare Facility, Residential as a special permitted use in the AG zoning district on a lot which has five or more acres; amending Section 27.63.090 to allow dwellings for members of religious orders on a lot which has five or more acres; and repealing Sections 27.06.080, 27.63.090, 27.63.530, and 27.72.010 of the Lincoln Municipal Code as hitherto existing, the first time.

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COMP. PLAN CONFORMANCE 15006 - DECLARING APPROXIMATELY 5,155 SQUARE FEET OF PROPERTY GENERALLY LOCATED AT 801 SOUTH 27TH STREET AS SURPLUS PROPERTY - CLERK read an ordinance, introduced by Cyndi Lamm, declaring approximately 5,155 square feet of City owned property generally located at 801 South 27th Street as surplus, the first time.

ANNEXATION 15004 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 21 ACRES OF PROPERTY GENERALLY LOCATED AT 4949 YANKEE HILL ROAD, BETWEEN SOUTH 48TH AND SOUTH 52ND STREETS. (RELATED ITEMS: 15-83, 15-84)- CLERK read an ordinance, introduced by Cyndi Lamm, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the first time.

CHANGE OF ZONE 15013 - APPLICATION OF EDWARD A. THOMPSON, EASTMONT AT YANKEE HILL PLANNED UNIT DEVELOPMENT FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT PUD; FOR A PLANNED UNIT DEVELOPMENT DISTRICT DESIGNATION OF SAID PROPERTY; AND FOR A DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE AND LAND SUBDIVISION ORDINANCE TO ALLOW A RESIDENTIAL HEALTHCARE FACILITY AND ASSOCIATED USES, OFFICE USES, AND RESIDENTIAL USES PER THE R-3 ZONING DISTRICT, ON PROPERTY GENERALLY LOCATED AT SOUTH 52ND STREET AND YANKEE HILL RD. (RELATED ITEMS: 15-83, 15-84) - CLERK read an ordinance, introduced by Cyndi Lamm, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

COMP. PLAN AMENDMENT 15001 - AMENDING THE 2040 LINCOLN-LANCASTER COUNTY COMPREHENSIVE PLAN, BY CHANGING THE FUTURE LAND USE PLAN DESIGNATION FROM “RESIDENTIAL-URBAN DENSITY” TO “COMMERCIAL”, ON PROPERTY GENERALLY LOCATED AT SOUTH 40TH STREET AND YANKEE HILL ROAD. (RELATED ITEMS: 15R-137, 15-85, 15-86) (ACTION DATE: 7/13/15)

ANNEXATION 15005 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 85.73 ACRES OF PROPERTY GENERALLY LOCATED AT SOUTH 40TH AND YANKEE HILL ROAD. (RELATED ITEMS: 15R-137, 15-85, 15-86) - CLERK read an ordinance, introduced by Cyndi Lamm, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the first time.

CHANGE OF ZONE 15016 - APPLICATION OF LEO SCHUMACHER, LINCOLN FEDERAL BANCORP, INC., WILDERNESS CREEK PLANNED UNIT DEVELOPMENT FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT PUD; FOR A PLANNED UNIT DEVELOPMENT DISTRICT DESIGNATION OF SAID PROPERTY; AND FOR A DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE AND LAND SUBDIVISION ORDINANCE TO ALLOW FOR A MIX OF COMMERCIAL AND RESIDENTIAL USES, INCLUDING AREAS DESIGNATED FOR H-4 GENERAL COMMERCIAL DEVELOPMENT, R-3 RESIDENTIAL DEVELOPMENT, AND R-5 RESIDENTIAL DEVELOPMENT, ON PROPERTY GENERALLY LOCATED AT SOUTH 40TH STREET AND YANKEE HILL ROAD. (RELATED ITEMS: 15R-137, 15-85, 15-86) - CLERK read an ordinance, introduced by Cyndi Lamm, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

**ADJOURNMENT**

**5:45 P.M.**

CHRISTENSEN      Moved to adjourn the City Council Meeting of June 22, 2015.  
                            Seconded by Raybould and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

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Sandy L. Dubas, Deputy City Clerk

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Alexis Traylor, Office Specialist